

**BEFORE THE PUBLIC SERVICE COMMISSION**  
**OF THE STATE OF DELAWARE**

IN THE MATTER OF INTEGRATED	)	
RESOURCE PLANNING FOR THE	)	
PROVISION OF STANDARD OFFER	)	PSC DOCKET NO. 07-20
SUPPLY SERVICE BY DELMARVA	)	
POWER & LIGHT COMPANY í .	)	

**Petition for Leave to Intervene of Alan Muller**

Contact information:

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Pursuant to Rule 21 of the Delaware Public Service Commission, I move to intervene, noting the following circumstances:

- (1) I have been a customer of Delmarva Power since approximately 1971;
- (2) I have been an intervener in previous Delaware Public Service Commission dockets involving Integrated Resource Planning for Delmarva Power;
- (3) Integrated Resource Planning involves the making of basic decisions regarding energy supply, with broad implications for the environment and public health;
- (4) I am the Executive Director of Green Delaware;
- (5) I have been actively involved for many years in issues relating to energy policy in Delaware, and particularly the environmental and health consequences of the generation of electricity by and for Delmarva Power;
- (6) These consequences include the emission of approximately 85 thousand pounds per day of criteria air pollutants from the Edge Moor power plant, and 275 thousand pounds per day from the Indian River power plant;
- (7) These consequences also include the thermal and chemical pollution of Delaware waters and massive impacts on aquatic populations through impingement and entrainment from power plant cooling systems;

- (8) In a letter dated February 9, 2005, Jaime H. Rivera, Director of the Delaware Division of Public Health, wrote:

*"EPA's consultants estimate that fine particle pollution from power plants **shortens the lives [kills] of 95 Delaware residents each year.** In our state alone, pollution from power plants causes **13,106 lost work days, 87 hospitalizations and 2256 asthma attacks every year,** 99 of which are so severe they require emergency room visits.*

*... Sadly, children are most susceptible to the detrimental effects of power plant pollution. In Delaware, 142,099 children live within 30 miles of a plant, the area in which the greatest health impacts are felt. Additionally, researchers have found that infants in areas with high levels of particulate matter pollution face a 26 percent increased risk of Sudden Infant Death Syndrome and a 40 percent increased risk of respiratory death.";*

- (9) The Delaware Division of Public Health has not moved to intervene in this Docket and is unlikely to do so;
- (10) In addition to my activities as an advocate for better health and a clean environment, my personal health and quality of life will be impacted by decisions regarding future sources of power to be acquired by Delmarva Power;
- (11) No other party adequately represents my interests in this matter;
- (12) In particular, and with respect, I allege that the Delaware Division of Public Advocate does not represent my interests, particularly my environmental interests, in this matter. The Public Advocate, by habit and statute, seems primarily concerned with costs and rates;
- (13) I have actively participated in the related Docket No. 06-241, RFP proceedings for Delmarva Power. This participation has included extensive testimony and questioning at a public workshop held by the staff of this Commission;
- (14) In Docket 06-241, it was stated that I could participate without formal intervention, but the Commission subsequently breached this undertaking by refusing to allow me to participate in a motion hearing in said docket;
- (15) I have participated in this Docket up until this point.
- (16) It has been the practice of the Delaware Public Service Commission to favor interventions, recognizing that the public interest is better served when a broad range of interests is represented.

- (17) Pursuant to an email received today from Hearing Examiner William O'Brien, this Petition is timely filed electronically. The requisite number of paper copies with certificate of service will be filed next week.

Wherefore, the Commission should grant this Petition for Leave to Intervene, and should allow me full participation without any discrimination, including access to the Commission, or its staff.

Respectfully submitted,

[signed]

Alan Muller  
February 22, 2007